IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

UNITED STATES OF AMERICA,

PLAINTIFF.

V. CASE NO.2:05-CR-204-T

BILLY R. MERCER, JR,

DEFENDANT.

WAIVER OF SPEEDY TRIAL RIGHTS

I, Billy R. Mercer, Jr., defendant in the above styled case, do hereby waive my rights to a speedy trial as established in 18 U.S.C. 3161 et seq. I certify to the court that I am waiving these rights knowingly, voluntarily, and intelligently after receiving a full and complete explanation of my rights given to me by my attorney and,

WITH FULL KNOWLEDGE OF MY RIGHTS, I HEREBY EXPRESSLY WAIVE MY RIGHTS TO A SPEEDY TRIAL.

Date

Defendant

Filed 01/10/2006

Page 2 of 2

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CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2006, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

John T. Harmon Terry F. Moorer AUSA P.O. Box 197 Montgomery, AL 36101

Respectfully submitted,

BENJAMIN E. SCHOETTKER Attorney for Defendant Billy R. Mercer, Jr.